

RECORD OF PROCEEDINGS

Minutes of COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held Monday, September 14, 7:00 p.m. 20 09

Call to Order:

1. The council meeting was called to order Monday, September 14, 2009 at 7:00 p.m. by President of Council Daryl Revoldt.
2. The opening prayer was delivered by retired Rev. Richard Scherpenisse (formerly of Northminster Presbyterian Church).
3. All present recited the Pledge of Allegiance.

Roll Call:

Mr. Revoldt: Thank you Reverend. Clerk, would you call the roll please?

4. The following members of Council responded to roll call: Davies, DeOrio, Foltz, Peters, Revoldt and Snyder. Council Member Kiesling was not present for the meeting. Also present were: Mayor Held, Director of Administration Wise, Director of Law McFarren, Director of Finance Zumbar, Director of Economic Development Bowles, City Engineer Benekos, Superintendent of Permits & Inspection Hampton, and Clerk of Council Kalpac.

Mr. Revoldt: May I have a motion to excuse Mrs. Kiesling?

Mr. Davies moved and Mr. DeOrio seconded to excuse the absence of Council Member Kiesling. All members present voting:

Yes: DeOrio, Foltz, Peters, Revoldt, Snyder, Davies

No: 0

5. Consideration

Special Council Meeting Minutes – August 17, 2009
Council Meeting Minutes – August 24, 2009
Financial Statement – August, 2009

Mr. Revoldt: We have for your consideration minutes of the special council meeting of August 17, 2009; council minutes for our regular meeting on August 24, 2009; as well as the financial statement for August, 2009. Are there any corrections or amendments to those three documents?

Mr. Snyder moved and Mr. DeOrio seconded to approve the special council meeting minutes, council meeting minutes and financial statement as presented. All members present voting:

Yes: Foltz, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

6. Committee Minutes

Mr. Revoldt: We have for our consideration committee minutes, executive sessions on Personnel & Safety held on August 24th and September 8th; a Finance & Property meeting held on September 8th; Community & Economic Development; Finance & Property; Ordinance, Rules & Claims; Personnel & Safety; Street & Alley & Water, Sewer & Rubbish all held on September 8th. Are there any corrections or amendments to those minutes?

Mr. DeOrio moved and Mr. Davies seconded to approve the executive session and committee report minutes as submitted. All members present voting:

Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

Executive Session (Personnel & Safety Committee): Please refer to the minutes on file in the Council Office for the executive session meetings on Personnel & Safety held August 24, 2009 and September 8, 2009.

Executive Session (Finance & Property Committee): Please refer to the minutes on file in the Council Office for the executive session meeting on Finance & Property held September 8, 2009.

Community & Economic Development Committee: Please refer to the minutes on file in the Council Office for the Community & Economic Development Committee meeting held on September 8, 2009.

Finance & Property Committee: Please refer to the minutes on file in the Council Office for the Finance & Property Committee meeting held September 8, 2009.

Ordinance, Rules & Claims Committee: Please refer to the minutes on file in the Council Office for the Ordinance, Rules & Claims Committee meeting held September 8, 2009.

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Personnel & Safety Committee: Please refer to the minutes on file in the Council Office for the Personnel & Safety Committee meeting held September 8, 2009.

Street & Alley Committee: Please refer to the minutes on file in the Council Office for the Street & Alley Committee meeting held September 8, 2009.

Water, Sewer & Rubbish Committee: Please refer to the minutes on file in the Council Office for the Water, Sewer & Rubbish Committee meeting held September 8, 2009.

7. Recognition of Visitors

Mr. Revoldt: Recognition of visitors, is there anyone who wishes to address the Council at this time?
Mr. Osborne.

Chuck Osborne: Thank you Mr. President. My name is Chuck Osborne. 307 Fairview Street SE – North Canton, Ohio. On tonight's agenda is legislation on an emergency asking for City Council's approval of a settlement agreement between the City of North Canton and Larizza Management Group, Ltd, it is Ordinance No. 93-09. Larizza Management, Ltd. is the previous lessee of The Fairways of North Canton. The settlement agreement calls for the City of North Canton to accept \$35,000 as payment in full for delinquent lease payments and property taxes totaling \$104,311.74. In financial terms, this is a good deal for Kevin Larizza, the President of Larizza Management Group, Ltd. In ethical terms, a clear conscience for Mr. Larizza might not come as easily. The seeds for the economic loss now facing the city arise out of the passage of emergency legislation in 2003, Ordinance No. 98-03, which gave blanket approval for the Rice administration to negotiate the lease contract without subsequent review of the terms negotiated by then City Administrator David Held. The bottom line for North Canton taxpayers is that the city is unable to collect nearly \$70,000 in revenue for which it is rightfully owed. There is a need for a public accounting of the failings of the lease contract. These failings are numerous. Number one, lack of a performance bond as urged by former North Canton Law Director Roy Batista; number two, no personal guarantee by the lessee; number three, no review of the contract by the city law director as required by state law; and number four, failure to collect the \$50,000 security deposit as specified in the lease. Three weeks ago Mayor Held attempted to answer in this chamber why the above protections for the city were not incorporated into the lease when he negotiated the contract with the lessee. In all honesty Mayor Held, answers as to why the \$50,000 security deposit was never collected by him and former Finance Director Julie Herr raises more questions than it answers. It also raises other issues foremost – foremost is the failure of a city official to enforce a city contract resulting in great financial loss to the City of North Canton. Mayor Held, you stated in your answer that a performance bond and I quote, "just priced Kevin Larizza right out. He [Larizza] said I simply can't do it." You continue, quote, "so we decided at that time that we were going to forego the security deposit because he [Larizza] said I don't have that kind of money or was unwilling to invest the security deposit." Mayor Held, your answer brings up a number of questions. I would like to ask who is the "we" you are referring to in your statement? It appears it is you and Mr. Larizza. Who decided to forego as you put it, the security deposit? It appears to me from your response that this was a mutual decision between you and Mr. Larizza. If this was a mutual decision between you and Mr. Larizza, when was this decision arrived at? Was that decision arrived at before or after the lease was signed? If this were agreed upon before the lease was signed, why wasn't ARTICLE IX of the lease requiring the \$50,000 security deposit deleted before signatures were affixed to the contract? Why would Mr. Larizza sign a contract that had terms he opposed? Who else had knowledge that the security deposit would not be collected? If there were a mutual agreement with Mr. Larizza that no security deposit would be collected after the lease was signed as appears to be the case, why was the lease not amended to reflect that? Why would you agree to not collect a security deposit? Surely you understand that doing so would leave the city completely exposed to financial risk. And, in fact, this is what has happened. Mayor Held, your explanations do not hold water and I can only conclude one of two things happened. One, you as well as former Finance Director Julie Herr forgot to collect the security deposit outright; or two, without authority you Mr. Held, had a private understanding with Mr. Larizza that you would not enforce the signed contract and no one in the city, including former Finance Director Herr, questioned your actions. Your decision to remove the last vestige of any financial security that the city had in the lease contract has resulted in great financial harm to the taxpayers of North Canton. For City Council, I understand that accepting \$35,000 is better than walking away with nothing at all. The loss of nearly \$70,000 at a time when the city is struggling to maintain city services while remaining fiscally solvent is heartbreaking to say the least. What I find more wrenching is the fact that as a former City Administrator and now Mayor that you have misled city officials, the citizens of North Canton and the general public with a lease that offered absolutely no protections for the city. This is a lease for which you expended \$4,200 in public funds to a law firm a thousand miles away for legal services and stated, and I quote, "from my perspective it was the best \$4,200 that I spent while I was working as City Administrator." Mayor Held, the contract to lease the Fairways of North Canton is not worth the paper it is printed on and you have either known this fact or been oblivious to that fact from the beginning. One can only conclude that your performance in this matter as North Canton City Administrator and now as Mayor has resulted in great financial loss to the city. I ask again tonight that this council and that Law Director Randy McFarren commence an investigation into how one individual could single-handedly inflict financial loss of this magnitude on the city and have it go unnoticed for five years. Mr. Revoldt, as President of City Council, I am aware you are a member of the Host Committee in support of Mayor Held's reelection. I

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hope you will place politics aside and support an investigation of how and why the city has suffered a loss of nearly \$70,000. If funds were embezzled from the city of this magnitude, there is no doubt that an investigation would be conducted. The financial loss to the taxpayers of North Canton highlights failures that cannot be swept aside. The process of government in North Canton has failed its citizens and it has resulted in a substantial loss to the city. Last year this council expended in excess of \$64,000 for a state audit looking for increased efficiencies in government. Surely, there is an equally compelling interest to determine how, why and who is responsible for the loss of nearly \$70,000 of public funds. The citizens of North Canton deserve answers. Thank you.

Mr. Revoldt: Thank you. Mr. Mayor, you're first up and I ask that your comments be brief and to the point.

Mayor Held: Sure. Chuck, just to clarify when I spoke about the numerous times to the public and also to you in private conversations, I have no regrets at all as my role as city administrator back when we purchased Arrowhead Country Club. And everything that we do here in the city, every penny that we spend ultimately has to have approval from City Council. So myself as the administrator, nor is the administrator that we have here now, you can't make those decision exclusive by yourself, it's impossible. And so when I'm referring to we, you know I guess it is was a broad term, I probably should have been more specific. Every contract that we enter into has to have approval from City Council. We also have a review from the Finance Director, from the Law Director. And again going back to that agreement, I could only speak for the discussions that I had with Mr. Larizza. And really at the time when we purchased Arrowhead Country Club, we had about two weeks to decide what we were going to do. Whether we were going to manage it as a city owned golf course, which at the time and even presently, city owned golf courses aren't really doing so well. Or whether we spent at the time if we were to use city workers just to cut the grass it would of cost the city \$225,000 – just to cut the grass, not preserve the greens. So when we were looking at a short timeframe to purchase Arrowhead Country Club our Law Director at the time had no experience in the purchase or management of contracts for the city. So we went for about \$4500, we went to a firm in Texas that specializes in golf course leases, purchases. And I do agree that it was money very well spent, particularly at that time considering the time crunch that we were under, I have no regrets. And I think that our council members at the time with the exception of yourself Chuck, I know that you were on the council at that time and you were not in agreement with the purchase. So I guess in defense of what you have brought up to me the security deposit he did say that the security deposit he didn't have the cash at the time. So then subsequent to my departure here as city administrator, or it may have began just prior to my leaving, I'm not sure on the dates, but it was put in the contract that he was to give \$25,000 I believe in the spring, another \$25,000 in the fall which would equal 50,000. And then in addition to that the performance bond he clearly was not in the position nor had the desire to secure a performance bond that would have secured the greens. That was our big concern that we have a firm in there that was able to manage the greens. Once you lose the greens it's really expensive to bring them back. Unfortunately the performance bonds we were looking was too expensive for that according to Mr. Larizza. So we went ahead with the security deposit, as I understand it was not collected which was – I'm sure that there was good reason for that and I'm sure that it's the fact that Mr. Larizza was for whatever reason unable to provide that or unwilling to even though it was in the contract. But again, I was not there at the time. And I think when you look at the big picture overall, I mean I look at this park as like Central Park is to New York City. I would never make any recommendation at all to sell it. I think that it's excellent green space for the city. I think that the city's infrastructure could not handle residential development nor is there any residential development going on at this time. You know if New York City is in financial straits they're not going to sell Central Park. And I don't think that the city should start selling off 105 acres right in the heart of North Canton. I think that it's a great asset. And I think in the next 50 to 100 years people will look back on it and say wow this was a good move. I think that selling it or selling off parcels for development is just a knee jerk reaction to financial struggles that we're facing, but we're getting through it. We haven't laid-off city workers and we're struggling, but I think we're doing okay. So again, I hope that clarifies where we're at. And I believed strongly as the administrator when I was involved with the purchase and also as the Mayor I think that it was a solid decision. You can look back and second guess and say we should of done this or should of done that. In hindsight I think that now we have a much better agreement and we are – things are moving along really well at the golf course but we're learning – it's a learning process. So that's all I have.

Mr. Osborne (speaking from audience): Mr. Revoldt, may I say something?

Mr. Revoldt: Excuse me, Mr. Osborne, would you please resume your seat for the moment until I recognize you. Thank you. Mr. Snyder.

Mr. Snyder: Mr. President, I appreciate the time. As over the past two weeks I've reflected back I was pretty intimately involved from the council standpoint with the negotiation for Mr. Larizza. I believe at that time I find that Mayor Held did tell us, us being the Finance Committee; at least that Mr. Larizza was not in a position to pay \$50,000. At which time we decided to change it and structure it two \$25,000 increments. But to my knowledge I don't think it was ever forgone not to pay. And if the

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records would show we contacted both Law Department and Finance Department periodically why it wasn't paid. And as far as the actual loss and over the five year lease Mr. McFarren will tell you that I've been involved since I think we started last August when it first went upside down with the delinquency of the tax. It was paid. It was paid somewhat slowly over the period of the five years. But the money we're talking about really began about last July and we had numerous meetings with his attorney and himself here right in this chambers to collect the money. And as it does – I mean I realize that people say that's all you can collect but unfortunately that's where it's at. But I don't know of anything that went on in administration relative to the collecting of it. I do know now that came about because it would question one's ability. No one's going to sign a contract that commits them to a \$50,000 deposit if they have no intention of paying the deposit. That would have been struck and it would have been removed. But it was struck from the original contract to read two \$25,000 payments to be paid I believe in June and in November to correlate to the golf season as his cash flows would so allow him to pay. But I think that's what Council was – Council was brought aware of that I think probably you'll find it in the minutes. But that's all I have to say sir at this time.

Mr. Revoldt: Anyone else?

Mayor Held: If Mr. President, if I could have one more comment to just to kind of bring a summary to this. When we were making the decision, when I say we I mean the administration and the council at the time and the Board of Control, a number of people were involved in the decision, when we were looking at this we had requested a number of proposals from companies that were willing to lease this property. And I don't remember the total number of proposals that we received, I'm estimating maybe there was 8 to 11, but there were three that stood out in my mind that had experience running a golf course at that time. And when we looked at those and again those numbers may not be exact but they're in the ballpark. The one company had proposed, I think it was \$38,000 to come in and manage the golf course and that's what the city would receive. And what we were looking for was a Triple Net lease where they cover all the expenses of the improvements to roof, the building, the grounds and in addition to that pay the property tax, which was estimated about \$49,000. So when we looked at \$38,000 fully capable of running the clubhouse as a restaurant and also the grounds, that they could get a crew in there and mobilize it right away and make sure that the greens were in place. Then the next company they offered somewhere between 38,000 and I think it was maybe about \$100,000. They had experience also. Mr. Larizza, his I believe was \$150,000, his Triple Net lease. So we looked at it as this, even if he couldn't meet all of the requirements as far as the security deposit or as far as the performance bond, right off the bat in the first year we were collecting \$150,000 which covered our interest payments on the property. So we felt comfortable with that and we thought that every year that went by at least he had the ability to preserve our asset, preserve the building and preserve the grounds. And we certainly accomplished that. Did we come up short as far as the contract? Was he in breach of the contract, yes. Does it happen? Obviously it did. And you know it would of been nice to have the security deposit in place then we wouldn't have to – then we certainly wouldn't have to be negotiating this. The city did have to pay the property taxes; which certainly was a benefit to the school. So I think overall was it a perfect agreement, no. But I think at the time given the circumstances that we did – that we did a nice job, given the circumstances. So I certainly would rather collect \$150,000 rather than 38,000. That's all I have to say.

Mr. Revoldt: Mr. Osborne.

Mr. Osborne: Mayor, your rambling explanations do not answer the question. The lease that's in effect is reflected just as Mr. Snyder said a security deposit is required to be collected in two \$25,000 installments in June and November. If there was any agreement to change that it's never been amended to be reflected in the current lease that's on file. Mr. Snyder just contradicted what you said.

Mayor Held: I don't think so.

Mr. Osborne: Council did not know this if I understood Mr. Snyder correctly. So for five years...

Mayor Held: But if I could – you know I don't want to get into a debate here...

Mr. Osborne: At the time...

Mayor Held: But the thing is...

Mr. Osborne: I want to finish first.

Mr. Revoldt: Quickly.

Mr. Osborne: So the current record that's reflected with the current lease, belies what you said. Secondly, Mr. Snyder denies being advised that there was any decision to forgo collection of the security deposit. Unless I misunderstood Mr. Snyder.

Mayor Held: Yea you did.

Mr. Osborne: Mr. Snyder, did I misunderstand you?

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Mayor Held: You misunderstand. It's in the contract there's an agreement for \$25,000. Is that correct?

Mr. Revoldt: That is correct.

Mr. Osborne: Two \$25,000 installments...

Mr. Snyder: Two payments of \$25,000.

Mayor Held: Right, exactly. That's what the agreement was.

Mr. Osborne: But you're telling me the security deposit was – you and I guess Mr. Larizza decided to forgo that.

Mayor Held: That's incorrect.

Mr. Osborne: Well why wasn't it ever...

Mayor Held: That's just incorrect.

Mr. Osborne: Why was it not omitted from the lease?

Mayor Held: Why was it because this is what I'm trying to tell you, it wasn't omitted from the lease, it's not omitted from the lease.

Mr. Osborne: So you were required as the city administrator and now as mayor for the last three and one-half years to collect that security deposit.

Mayor Held: Right and...

Mr. Osborne: And it never was collected. And every time you spoke about this because I have kept this issue on the front burner every year or so. Chronically the burden of this property has been on the city. How we're subsidizing the debt service on all of this.

Mayor Held: Which I disagree with.

Mr. Osborne: And every time you explained this you've held this secret back in your mind that you never collected the security deposit as required by the lease that's on file.

Mayor Held: Let me ask you one question.

Mr. Osborne: So rambling about who was ...inaudible... how much they were going to offer...

Mr. Revoldt: Gentlemen, gentlemen, I'm going to bring this to a close. Chuck, you asked a question and I have the answer. You asked what went wrong. It's simple, contract management. It's as plain and simple as that, the contract was not managed. Now the fact of the matter is the city placed itself in a very awkward situation when it sought to do business with what I would consider a single strong bidder, a single bidder, credible bidder, over a piece of property that had in effect was a very perishable and sensitive asset. And once that relationship was entered into the management options become very narrow and in effect we're dealing with that tonight. The fact of the matter is and I think the Mayor has said it as has Council, this lease carried the city and it's administration and it's council into new territories. And I'm going to be as charitable as I can as I describe this. The fact of the matter is I think there were some lessons learned from this experience. I don't think anyone here tonight is pleased with the way the previous lease was terminated or ended. No one likes to lose \$70,000, I don't, this Council doesn't. But again I come back to this point, we're dealing with an issue now that began in 2002 and 2003, we're finally wrapping it up. The fact of the matter is I think there were some pretty important lessons learned here. There is simply no substitute for a basic business practice contract management. Now I don't speak for the administration, I don't speak for the other five members who are present tonight, but I can tell you that in – I have spoken with the Law Department, the Director of Finance and the Clerk and a couple of members of Council about we as this Council can do a better job formalizing a contract review process to put something in place. And we'll be discussing this in the days and weeks ahead. I think the fact of the matter is this you've done a good job elevating an issue. We have beaten it to death. We know what happened.

Mr. Osborne (speaking from audience): The public does not know. And they need to know that.

Mr. Revoldt: Okay. I just explained it, poor contract management. Three words, poor contract management.

Mr. Osborne (speaking from audience): And we ...inaudible...

Mr. Revoldt: Probably – now – but in fairness Chuck, again this is what happens when you enter a unique agreement like this where you have a perishable asset, greens and fairways, you've got a tenant and he basically has you. That's the problem. This is not...

Mr. Osborne (speaking from audience): Inaudible...

Mr. Revoldt: This is not like the evicting someone from a home where you could come and get a sheriff's order and just toss them and take control of the property. There were, as the Mayor indicated,

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considerable expenses. I can recall Mr. Snyder at one time asking me about the time of this purchase or sometime afterward about greens and fairways. And I happen to know someone who has a degree in turf management from the Ohio State University School of Agriculture. And we had a long and extensive conversation about what it takes. His advice, you're in a bad spot. It's what it is.

Mr. Osborne: These are peripheral issues.

Mr. Revoldt: They're not – they're Chuck, I'm sorry and I'm going to end the debate tonight, they're not peripheral.

Mr. Osborne: Just one final comment Daryl.

Mr. Revoldt: If you would please take 30 seconds.

Mr. Osborne: We have total ineptness in negotiation of the lease and we have violations of law here. Failure to have the city's Law Director to review this contract and secondly we have a city official who failed to enforce a city contract that has resulted in great loss to the city.

Mr. Revoldt: Okay. Let

Mr. Osborne: I intend to go to the Ethics Commission on this. We do not know if there is any quid pro quo if you and Mr. Rice...

Mr. Revoldt: Whoa, whoa, whoa, whoa – hold on a second. Now I am not going to tolerate an allegation of illegal behavior...

Mr. Osborne: I'm not making an allegation. I'm just saying this should be determined.

Mr. Revoldt: Chuck, that is your prerogative. Number two is this, for the record, this contract that you reference was in fact reviewed by the Law Department and deemed appropriate in form and substance. You have and we have evidence, that you review a copy of the transmittal sheet. We have it documented in email. It was presented to you...

Mr. Osborne: Daryl, I've seen your so called evidence and I've talked to that particular law director; he does not recall reviewing this.

Mr. Revoldt: Well I'm sorry that he doesn't recall. But we happen to have a dated ...

Mr. Osborne: Just a scribbled initials is not sufficient...

Mr. Revoldt: Unfortunately it is.

Mr. Osborne: Inaudible.

Mr. Revoldt: Unfortunately it does constitute a legal document Chuck. Move over – and I think you've been somewhat disingenuous about this...

Mr. Osborne: There's no disingenuous. It's Mr. Held who has been disingenuous for five years for hiding this fact.

Mr. Revoldt: Chuck, Chuck, Mr. Osborne, I would appreciate it if you would not interrupt me. The fact of the matter is the law requires that the Law Director review the contract for its form. That was reviewed, it was initialed and it was dated.

Mr. Osborne: It was not dated. There's PP down there and that's all it is. And it's where the City Administrator, his signature line.

Mr. DeOrio: Mr. Revoldt, can we move on?

Mr. Revoldt: Okay.

Mr. DeOrio: We've got other people that would like to speak.

Mr. Osborne: At any rate \$70,000...

Mr. Revoldt: I am facing a little rebellion here. We have concluded...

Mr. Osborne: \$70,000 is a lot of money.

Mr. Revoldt: Mr. Osborne.

Mr. Osborne: And it needs to be investigated.

Mr. Revoldt: And as a citizen you have your right to communicate to the prosecutor and the Ethics Commission and that will end this discussion. However, in the interest of fairness is there anyone else who wishes to weigh in on this dead but glorious issue? You know just as – all kidding aside, this is – for those of you who are new, this democracy in action. I know that it strained some of our regular

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participants, but you know sometimes your worst critic is your best friend. And the fact of the matter is I think we all – this council, this administration, has learned something from this experience and hopefully it won't be repeated. That said if there's no one who wishes to address this particular issue let's move on to the next one. If you'd come forward to the microphone and state your name and address and the nature of your business. Welcome.

Stephanie Miller: Hello, my name is Stephanie Miller. I live at 1540 Radford Street NE – North Canton. My neighbors on Radford are here tonight. Do you guys want to stand? My neighbors and I are here to discuss our concerns about speeding in our neighborhood. On July 17th this past summer my 15 year old neighbor was driving down Radford Street at a rate of speed estimated to be about 45 to 50 miles an hour. He attempted to make a left turn onto Nathan Circle and lost control of the car somehow. This resulted in him ending up sideways in my garage and doing a lot of damage to my house and to the cars that were in the garage. This accident happened on a Friday evening, it was a beautiful day, it was 6:30. Thankfully at this time we were not at home. Otherwise though I have three children 10, 10 years old, an 8 year old and a 4 year old who more than likely would have been outside playing in the driveway at that time, possibly in the pathway of this speeding car. Also there could have been any one of the neighborhood kids there as well or someone just walking by or riding their bikes. Someone could've been injured or even possibly worse. I and many of my neighbors want to know what steps are being taken to send a message not just to the young drivers in our community but everyone that speeding will not be tolerated in North Canton. I did bring some pictures – I don't know – of the accident can I present these?

Mr. Revoldt: You may provide them to Mr. Foltz.

Mrs. Miller: Chief Police Grimes has said that the number complaint he received as the police is about the speeding all throughout the community. And as a registered nurse at a Level 1 trauma center I see firsthand everyday the results of reckless driving of what they can do. And I don't think we can wait for a tragedy to occur to take some action. And I think about that a lot what possibly could've happened that night if one of my kids would have been there. And at that point you would've been forced to take some action. In the weeks following this accident the police did step up their presence in Bob-O-Link – we saw them quite a bit. I saw a lot of people getting pulled over for speeding and running the 3-way stop sign at Radford and Sheffield. They also setup the radar trailers to help caution people to slow down. And these things are great deterrents but when they are gone though the speeders and the careless drivers return. We've all seen it happen. We want to know what more can be done. Maybe more stop signs, the continued increased presence, people getting tickets – not just warnings for speeding and hopefully enforcing the teenage driving laws. I know when school lets out or on Friday nights when there's home football games I see carloads of what appear to be young teenage drivers all you know three or four, sometimes more than that in a car which as I understand it is illegal. Another idea that was brought up to me both by Councilman Jeff Peters and Mayor Held was the idea of a type of speed bump or road elevation, traffic calming devices I think is what he called them. But they were being researched by the Council including a trip to Dublin, Ohio, they're using something like that there in Dublin. We want to know why not use Radford as a place to trial these traffic calming devices? Just trail them and follow up on their effectiveness. We just – we want to start somewhere. We want to take some sort of action before someone really does get hurt. I want my kids to be able to play in their neighborhood, play in their driveway. I think they have that right. And we all just want to feel safe in our neighborhoods. And we just want to know what and when this is going to happen to help in this situation. And some of my other neighbors also wanted to speak as well to Council.

Mr. Revoldt: Thank you very much, Mrs. Miller. Is there anyone else who wishes to address the Council before we open it up for general discussion? Yes sir. If you'd state your name and address please.

Greg Miller: Yes, my name is Greg Miller. I live at 1495 Radford. And we are not related – we just met, I never met Mrs. Miller before. But Mayor Held you and I stood in my front yard and discussed the speeding on Radford. I've lived there 12 years. I have no children. But I worry about the neighborhood because I see the little kids play. I have 11 grandkids; they're not allowed to play in my front yard. I've seen kids on their way to school pass on the bend on Radford. I've been awakened at night by headlights shining through my bedroom window because they lost it on the bend only to get out of my yard, tear it up, before I could get out to them. You know – I know you might think it's funny but somebody is going to get hurt. And some little child is going to get killed. These kids – it's happening in the morning when they're going to school. It's happening when they're coming back from school. Except today of all things when I had somebody visiting my house that asked where does Radford go? They were from Massillon and had never been there before. I see it goes down to through the neighborhood. She said goes I thought it went to some freeway or something here, boy do they drive fast on your street. I've called numerous times. I've asked for some kind of help here. And when I call they're very nice on the phone, they send a police car around for probably three days, they sit down the street. I guess the kids all know they don't get tickets, they get warnings. I guess and I don't know if this is true, but I'm told they don't want to upset some parents there. Well a lot of them are getting upset. You know so I think we need to address this. And our question as a group is what do you have time to think about? What discussions have you had and what can be done and when can it be done? You know this has been going – I've been complaining for 12 years since I've

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lived there. Now my house is for sale. I'm going to leave Radford. I love North Canton, but I've got to get off that street. That's not - I just - I can't - I can't wake up at night - I can't replace any more mailboxes. You know it's just getting kind of old. And all I get is well there's other streets too but I understand there's other streets too and we're not alone. But a speed bump or something? I don't like speed bumps, but if it will slow them down that's great.

Mr. Revoldt: Well Mr. Miller I want to thank you for coming up. I apologize if I gave the impression I was laughing at your concern. I recall an incident about 20 years ago on my street where an individual lived at the end and he had a lead foot. And I was kind of smiling and laughing to myself at the confrontation that I had with him without the police being present and had the police been present I'm sure one of us probably the Council President would of left in cuffs.

Mr. Miller: I could understand that happening completely. I am trying to calm down.

Unidentified (speaking from the audience): Inaudible... situation.

Mr. Revoldt: So I understand the frustration that you - yea, I understand how you feel because I was pretty worked up.

Mr. Miller: It's a good think they were out of my yard before I got out there. Because waking me up at 2 in the morning is not good thing in the first place.

Mr. Revoldt: Got it. Okay.

Mr. Miller: But we just need you to address this situation and we can't put it off anymore. We need to do something about it before somebody gets hurt.

Mr. Revoldt: Let's hear from someone else if they wish to address this and then we'll open this up for conversation. Yes sir.

Ron Darlington: My name is Ron Darlington. I'm a 20 year resident of Radford. I live right next door to Mr. Miller - 1481 Radford. And I live on the first curve coming north to south, in other words off of Applegrove. And regarding our problem I can tell you having lived there for 20 years naturally things are growing. Things are getting better for our community and our little neighborhood. But with that comes people with people comes high traffic flow. People run late and people have problems and we are horrified by some of the events that have taken place. We - and I guess all you good people look out for our safety. And our roads are a factor and we want to see repairs done and cosmetics kept up in our beautiful city. And we had a recent incident where we had some heavy dump trucks that use Radford. I unfortunately refer to it as the Radford Turnpike. Now you could maybe think that's a joke, but it's not. Because I mean it is actually - it is actually a road that is very very very stressed with high speed vehicles. And this one particular morning, fortunately for us before the children were ready to start their school year, we had heavy dump trucks coming down our road which is in a pretty bad state of array right now. It's 20 years old, at least our section, the North Canton section of it is and it hasn't been really taken care of, it's due but that's another issue. The trucks that were coming down bring the amosite for repairs on arteries off of Radford were traveling at such a speed that when they came to my home and Mr. Miller's home which is right on the curve and I had a little conversation with our Mayor about this as well, the guy actually was startled that was driving this truck and he activated his Jacob's engine brake. And so if you have any idea what that is, this guy was really cooking and he probably was grossing in the neighborhood of 35 tons, that's 70,000 pounds because he was full of amosite to repair the road. He did get it - he did get it slowed down and he was able to maneuver around the curve but in that short distance from Applegrove to where our first curve is he had that vehicle moving at that pace. So you can imagine if a truck could do that what some of the vehicles are doing. It is not a matter of young people or old people it's just a full general traffic problem, people - all of the - all age people. I can't blame it on the youngsters. And I have to tell you it's just the general users of that road. And I just want to emphasis it's so unfortunate and it was only by the grace of God that our neighbor was away because I walk daily my dog down by her home and she has three beautiful little children and see those kids playing exactly where that car ended up. And I don't even want to think about what could of happened if those people were not away on vacation; if those little kids were innocently playing in their yard. And this was not a licensed driver. These kinds of things are going to happen but it happened. And there are plenty of people that drive down that road and fly through the stop sign, they don't even slow down they just barrel on right down the road. So we need to know and I'm sure you guys have to be aware and I'm sorry I used guys, you people must be aware of our predicament. What is going to happen on Radford? It's two-fold, I'd like to know also if our road is going to be repaired like all of the arteries seemed to be getting repaired that funnel traffic onto our expressway. I would like to see that road brought back to an acceptable cosmetic condition. But I more than anything would like to know when and what is going to happen regarding our traffic problem. Thank you for listening to me.

Mr. Revoldt: Thank you Mr. Darlington. Is there anyone else who wishes to address the Council? Yes sir.

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Randy Kruse: Good evening. My name is Randy Kruse. I live on 1510 Radford right across the street from the two gentlemen that just talked. My wife and I moved here about four and a half years ago. We actually moved here without kids. And granted we realize we started our residency here on a pretty busy street. But as we you know we've noticed that has everybody else we're a bit surprised how much traffic does actually go down on that street. Obviously you can't do anything about that. But I just wanted to give you some idea of the experiences I've had driving in my neighborhood. Cause I a pretty effort - good effort to go the speed limit, 25 miles an hour, and routinely I have people constantly coming up and running up on my bumper. I don't have that far to go to Applegate but they are still coming around the corner pretty quickly, they're right on my bumper. And on three occasions for myself and one occasion for my wife, I've actually had people pass me on Radford to get around me quickly and go. One of them actually was going around me at the time I was going to make a left turn into my driveway. Had I not seen them coming up in my rearview mirror, we would of had another accident on that. So again, just supporting the neighbors. I wanted to let you know a little bit of my experiences. My mailbox has been pushed down also. And then last winter the street sign across the street was also pushed down in winter. All of it because of speed. So that is one of the biggest issues that I think that we have in the neighborhood out there is just the speed. So thank you.

Mr. Revoldt: Thank you sir. Anyone else from the neighborhood - anyone else wishing - yes sir.

Pasquale D'Aurillo: Yes my name is Pasquale Michael D'Aurillo. I live at 1520 Radford Street. And I'd like to address this ...inaudible... I've been there for 20 years now and in that 20 years you can see how the traffic has really really changed in our allotment. This is a main vein off of Applegate into our allotment, through our allotment into Plain Township. Okay, the offenders are not in our allotment, they are in Plain Township. They use our allotment to come through and they speed and they speed and they speed. We were concerned about a tragedy and we almost had one with the neighbor right here with people in the neighborhood. So our question is I've been there for 20 years and I have absolutely no problems at all. Watched these kids grow up from when they were 1 and 2 and 3 years old. They're graduated, they're attorneys and they're things of that nature now. The second generation is now coming through and that generation is with grandchildren like I have now, coming and playing in my yard, I can't - I mean they can't do that I don't trust them out there. Nobody else would either. We have a fear - we have a genuine fear in our neighborhood for a traffic hazard that's going through there. When I was a young man if I didn't go the speed limit I didn't get the car. That's not - that doesn't happen any more they slap you on the wrist. I had to make sure that I was doing the speed limit or my dad took the car away from me. Now a slap on the wrist they get the car and they say just don't do it again. And they still do it. They buzz through there like nobody's business and it scares people. The last three years my daughter graduated in 2002 from Hoover High School she was on the 2000 girls state championship team and we had a bunch of people that were really close and we're still close, we still go to the games together, we do all that stuff together. But all those people know the traffic problems we get through there. Here it is 2008 and I get TP'ed on my trees, my neighbors' trees. The Kruses, they were out of town I had to take it down for them. They TP'ed my pool. All this stuff is going on in the neighborhood and nobody does anything about it. We shouldn't have to be conceded to put down bumps in our street. We pay our taxes. We do the things we're supposed to do and it's not happening because these people are permitted to let their kids drive their cars, speed through the neighborhood. I am in the middle of the "S" curve - right in the middle. I've replaced four boxes, Mr. Jewel used to live there and he just moved out, I replaced three of his boxes because he's on the main curve there. Where's it going to end? What are we going to do about it? Do we have to be punished with speed bumps because we cannot control the young kids and speeders? And it's mostly young kids. I know one in particular is driving around and doesn't even have a license. He's not old enough to get a permit. I mean how's this supposed to - what are we supposed to do with all this stuff? If you gentlemen lived on our street and you were younger or older like I am, if you had children going to school 6, 7, 8 year olds they come by the house all the time, three or four of them at a bunch. What if somebody's coming through there then? You put up a sign that says, "25 miles an hour". Okay, so when you go through there and the adults respect it, they say okay I'm going over 25 miles an hour ...inaudible... The kids see that and they don't pay any attention. What do they care about a sign that you're only supposed to do 25 miles an hour? I ...inaudible... you guys, gentlemen, I'm sorry, that if you were in our shoes and you had grandchildren or you were young enough or your children were riding bikes and stuff down there would you want to live on a street like that? Would you do something about it? I think you would. Thank you very much for your attention.

Mr. Revoldt: Before you sit down, Mr. McFarren is going to meet you outside that council door. This is our Law Director. He is going to gather information about the driver of that car that's unlicensed. Whatever information you can give him, give him...

Mayor Held: Yea, that was the accident on ...

Mr. Revoldt: That was the accident or is this another one?

Mayor Held: No, this is - no, you're referring to the accident that took place at the Miller's house, right?

Mr. D'Aurillo: I haven't seen him since.

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Mr. Revoldt: Alright, Mr. McFarren will meet you. If you have any other information about any other unlicensed drivers he will provide you with a business card or phone number ...

Mr. D'Aurillo: That's fine but I don't...

Mr. Revoldt: and you give it to him. Okay?

Mr. D'Aurillo: That would be wonderful.

Mr. Revoldt: Alright, that's one we can work on right now. Go ahead sir.

Mr. D'Aurillo: Can I say one more thing?

Mr. Revoldt: You may sir.

Mr. D'Aurillo: Okay well the other thing I would say is and it's hearsay but there's some truth to it. There have been people come through and the police have stopped them and instead of giving them a ticket and make their parents pay for it they give a warning. And you know the excuse I've heard because they don't want to irritate or make the people in the neighborhood mad. Well you're making us mad because you're not ticketing them and it's revenue for the city. Thank you very much.

Mr. Revoldt: Okay, thank you sir. Mr. McFarren is outside if you have any information. Is there anyone else? Any questions? Mayor, you first.

Mayor Held: Sure.

Mr. Revoldt: Go.

Mayor Held: First off I appreciate you folks coming up here. I mean most of you are my neighbors and as far as the kids – my own kids I've got six of them and they play at the Klings and the Millers and the and they do ride their bikes on Radford. And so I do – I'm very much concerned not only for my kids but also for their playmates and all of your grandchildren and everybody that's out there. And this really has been a very big concern because I've talked to most of you individually about this. And I think tonight is one example of why we have to be very cautious and careful as how we handle this. I've talked to some residents along that area and they're – they're strong proponents of having the speed tables. And then for example you have others that are like you just mentioned why do we need to be punished with the speed humps or the speed tables? So what we did is we looked at a community that was very progressive which was Dublin, Ohio. And so we sent the City Administrator and the City Engineer and they went down and they investigated this and they took a look at the process. And what they've learned about putting down speed tables and speed bumps. And then we looked at a variety of different styles. Some you can remove that are made out of recycled tires that are bolted down every year and then we're looking at those that are made out of pavement, some that are 20 feet in width or in length and width and that cover the whole street. But we've learned a few things from communities that have been through this already. And they have a proposal and we've actually modeled our proposal after that. And I thought that we were going to have a meeting for you folks some time this week but we'll have it some time next week. I'm not sure where the location is at. I know Councilman Peters was going to hold that. But what we'd like to do is present this proposal and what we've found based on our experience in Dublin, is that they have a process that they go through before they put any speed tables down. And since they have this process in place, there has not been any other speed tables placed down since then. They put some down as pilot project, but there were some unintended consequences by putting those down. For example, cars just because the speed hump was there, doesn't mean the car is going to slow down. So then you get an awful racket when the car hits that speed hump flying at 40 miles an hour. And then also we have had residents – as we have had it explained to us, that lived in that area friends would come and visit and then they would have damage to their car so then they of course expected the city to pay for it. I'm not saying that that's a reason not to put them down, but I think that we have to have more information. And I think we have enough to make a proposal here to Council for consideration as far as how we manage this. But my hunch is that if we're able to have more consistent enforcement in that area, typically the drivers that go through that area are pretty consistent drivers. Often times the complaints that I hear are when school is open and when school closes. And typically I hear that the most aggressive or most irresponsible drivers are the high school students that live in that area. I think that when they receive a ticket or two tickets at some point they're going to lose their license. We have tried to step up the enforcement in that area. We've tried to step up the enforcement on Chatham, on Glenwood and I can give you a list of other streets. But I know that you folks are concerned about Radford. And so I wish that we have – I wish the Police Chief was here tonight because you know we'll certainly call him afterwards and I think what we need to do is propose the process. Let you folks take a look at it and help us determine what you would like done. But I can tell you just in summary the process includes stepping up of enforcement, taking a look at the number of cars, the number warnings, the number of traffic tickets, the number of times we have cars pulled over and usually that has a positive effect. We also have the speed trailer. I don't know if you folks feel that that has acted as a deterrent at all. We've put it up there a number of times. I think it works a little bit. It has people a little bit more conscious of what they're driving. When we've done this enforcement in other areas we've had some of the residents on other streets and I won't mention the name – yes, Stephanie...

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Mrs. Miller (speaking from audience): I was just wondering what this trailer is there - do they give you any feedback or is it just simply ...inaudible... are you able to collect any data?

Mayor Held: Well we can collect data I believe the number of cars that travel down that street at a given time.

Mr. Revoldt: And speed.

Mayor Held: What's that?

Mr. Revoldt: You should be able to calculate the speed.

Mayor Held: Yes.

Mr. Snyder: It does, it takes the speed.

Mayor Held: But it doesn't have -- it doesn't have like a camera that it takes a picture if you're 45 miles an hour it takes a picture and gives a ticket.

Mrs. Miller (speaking from audience): Oh no, I was just wondering if it gives you data ...inaudible...

Mayor Held: It does collect data, yes. So it serves two-fold, it collects data and also it acts hopefully as a deterrent so the people get an idea of how fast they are traveling.

Mr. Revoldt: Yes sir, please stand up.

Unidentified (speaking from audience): One more thing. Is there a specific shift change in the Police Department at a certain time of the day?

Mayor Held: Yes.

Unidentified (speaking from audience): And may I ask what time that is.

Mr. Wise: 6:30 and 2:30.

Unidentified (speaking from audience): 6:30 and 2:30, okay. 2:30 p.m.

Mr. Revoldt: Yes.

Mr. Wise: Yes.

Unidentified (speaking from audience): Okay, that's one of the things we're concerned about. That is the shift change at 2:30 p.m. and what time does the high school let out?

Mr. Wise: 2:45 I think.

Unidentified (speaking from audience): Exactly. So they're not on the streets at 2:30, they're back and they're having a shift change. That's when we have the problem. They should be able to or possibly be able to be solved in the morning but right directly across the street from my house is a nice big circle and if somebody would sit there in the morning and the evening I'm right in the middle that's where they do their curve -- they're speeding there. They're not going to see you till they get ticketed once or twice or hopefully three times and lose their license until they're mature enough to ...inaudible... But you ticket them their parents are going to get mad, I know I would be mad. If my son got a ticket he didn't drive for three months. Okay. That's all I'm saying is if somebody would sit there, we might not even have to have speed bumps. Thank you.

Mr. Revoldt: Alright...

Mayor Held: Just one quick question by a show of hands.

Mr. Revoldt: Real quick and I've got a comment. Okay, Mayor...

Mayor Held: Okay, one quick question by a show of hands. It sounds to me like most of the trouble appears to be, if you would all agree, with the high school students. Is that with the majority of the problem or no?

Unidentified (speaking from audience): No.

Unidentified (speaking from audience): No, I disagree with that.

Unidentified (speaking from audience): No, I disagree because the person that was -- that passed me as I was turning in my driveway it was like lunchtime is when that happened. And another pass was by somebody in a business suit trying to buzz out real quick in the morning. So you know it isn't young people.

Mr. Revoldt: He was looking for the Mayor. Let's Mayor, let's do this, first of all let's get the speed trailer out there without the signage on it. We can calculate the volume of the traffic and you can calculate the speed. So let's find out -- let's get some numbers of what we're dealing with. Number two is this, Mrs. Miller, when was that accident?

Mrs. Miller: That was July 17th.

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Mr. Revoldt: July 17th. I'd be interested to know how many tickets we have actually written since July 17th.

Mayor Held: Yea, we can get that and how many warnings too.

Mr. Revoldt: How many warnings and how many tickets have we actually written in that period of time.

Mrs. Miller (speaking from audience): Officer Taylor did tell me that the first week that they were just giving warnings.

Mr. Revoldt: Well what I'd like to do is – I appreciate that – what I'd like to do is have some correlation between the volume of traffic and how many tickets we're really writing. You know if you've got 100 cars that are going by 40 miles an hour and we don't have a single ticket out there I think we've got a problem.

Mayor Held: Right.

Mr. Revoldt: So let's see if we can drill down this a little bit. Mr. Davies.

Mr. Davies: With all due respect, these folks have a problem that they've enunciated and illuminated. We now are able to employ part-time police and we've got several on staff and I know we're trying to hire more and use as many as we possibly can. It seems to me rather than hauling trailers out there and screwing around with that sit police out there. And sit them out there in the morning, sit them out there at 2:30, sit them out there at noon, sit them out there at 6:00, sit them out there at 8:00 and make sure these people get ticketed. Okay. And these young people need to lose their licenses. Run trailers out for what, they know the problem. Let the police out there and give the people tickets, period.

(Applause)

Mr. Revoldt: What I'd like to do is get a handle on – Okay, the action is this you are going to present a proposal to Council. Correct? That is going to be discussed at sometime with the residents? Who is going to carry that for the administration at your meeting?

Mr. Peters: Well I would like to have E.J.

Mr. Revoldt: Alright...

Mr. Peters: and quite frankly I'd like to have the Police Chief there also.

Mr. Revoldt: So we have a forthcoming meeting, correct?

Mr. Peters: Yea.

Mr. Revoldt: So in the interim you will speak to the Chief tomorrow and follow Mr. Davies' suggestion that we nail this thing down. Alright, so we'll have enforcement prior to and during the deliberation process and we'll have some decision regarding traffic calming. Mrs. Miller, is that satisfactory?

Mrs. Miller (speaking from audience): Yes, I would still be interested in the data collection ...inaudible...

Mr. Revoldt: So would I. Any other suggestions? Does this work as an interim approach?

Unidentified (speaking from audience): How long is interim?

Mr. Revoldt: Very good question. The interim ...

Mayor Held: Well I would say that we look at it over the next four weeks, the next month and we put you know we use the trailer out there to collect data obviously and then also we sit the police officers out there to write tickets.

Mr. Revoldt: Yes sir.

Greg Sarbach. My name is Greg Sarbach. I live at 611 Northbury. I sympathize with these people. Several years ago when I had high school students that lived on Holl Road I had a very similar issue. We took pictures and video tapes and took them to the high school. The driving permits that the high school issued then and I believe it's still the same way, was a privilege not a right. They don't have to go through everything you go through. If one or two people lose their driving privileges – privileges at high school to drive, that goes through that campus like wildfire and everybody knows. That might be another idea.

Mr. Revoldt: Okay, tickets. Okay, let's answer this question. When will you have a proposal for Council to consider? We meet twice a month to consider legislation. Our next meeting will be Monday night.

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Mayor Held: Inaudible... Monday night.

Mr. Revoldt: Monday night. Conversation internally begins Monday night on the traffic calming devices, correct, and the process.

Mayor Held: That is correct.

Mr. Revoldt: That's what we're going to discuss Monday night. In the interim then we will have...

Mayor Held: Well what we'll do now is we will have – we'll have step up enforcement in that area and then we'll keep track of the number of cars pulled over and what they're pulled over for. And also I've been through this in other neighborhoods before and just to let you know when we do these projects they will ticket whether it's members that live on that street or not because we've had that happen several times. And so the people who come to address their concerns have also been ticketed before. And I'm just you know – and so what we'll do is we'll call the Police Chief tonight, we'll have a meeting here tonight with him. And you will see more enforcement out on Radford. I can assure you of that. And then we'll be able to tell you how many warnings were given, how many tickets were written. And it's worked. Councilman Snyder had a meeting that I attended with the residents along Glenwood because it was a real serious problem. And in some cases we thought we would address it and this was years ago through a stop sign but then you know it was somewhat of a knee-jerk reaction. I think that created some unintended consequences for the residents over there because then it became a noise issue with the cars that would stop and start at the stop sign and also some of the smog. So that's why we want to make sure that we follow the process so that all of your interests are represented. We don't want to do anything quickly. But I think that Councilman Snyder was very satisfied with the enforcement that we had on that street and he had positive reviews from the residents.

Mr. Snyder: If I may say Mayor that I did have a problem this past summer on Wednesday evening. I had in excess of 1500 motorcycles traveling Glenwood stopping at every stop sign and cracking their motor. And I had 120 some residents here with the same problems you do. And to be very honest with you the thing that works – you can put anything in your road that you want but police tickets work. Unidentified (speaking from the audience): Yes.

Mr. Snyder: They worked for two weeks period straight. Issued – the first ticket they issued was to a resident who was at the meeting. She didn't realize she was speeding on the street. They were there they were very visible. It traveled through the city. Fortunately now it's still calm but not as calm as it was during the summer months. But police tickets do work. And as soon as people know they divert away from there especially at \$150 some dollars per ticket cause they add up quickly. And with those kids two tickets they don't drive I think for a couple years. So that would probably be your first approach – the best approach right now anyway.

Mr. Revoldt: Let's do this then Monday night we'll have it on the agenda for discussion of process. Would you be kind enough to invite the Chief at our next regular council meeting in two weeks to give us a ticket report?

Mayor Held: Yes.

Mr. Revoldt: So you're all invited back in two weeks and we'll just share what we've learned. Any other final comments regarding this matter? This has been a long public speaks so you'd better be quick.

Mr. D'Aurillo (speaking from audience): I just have one more question.

Mr. Revoldt: Yes sir, please stand up.

Mr. D'Aurillo (speaking from audience): I'm sorry. What's the difference between a warning and a ticket?

Mr. Revoldt: A warning is...

Mr. D'Aurillo (speaking from audience): Mileage wise..

Mr. Revoldt: Pardon.

Mr. D'Aurillo (speaking from audience): Mileage wise – when do you give a warning and when do you give a speeding ticket?

Mayor Held: As I understand it it's at the discretion of the police officer as to whether or not he gives a ticket. And I think there's a number of variables that they consider, and I can't illustrate that right now for you. But I can assure you that after this meeting is over with that we'll personally call the Police Chief and there will be tickets.

Mr. D'Aurillo (speaking from audience): Thank you very much.

Mr. Revoldt: Thank you. Any other comments regarding this particular matter? Are there – is there anyone else who wishes to address this Council this evening? Yes sir.

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COUNCIL OF THE CITY OF NORTH CANTON

REGULAR

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 16148

Held Monday, September 14, 7:00 p.m. 20 09

Jeremy Ross: Good evening Council members. My name is Jeremy Ross. And I'm from 408 Sheraton Drive in North Canton. And I just opened up a new business here within the city it's a wildlife trapping business. Some of you guys might of heard about it. I also provide a pesticide service. And what it is that and the reason why I opened up the business is because that rabies just got introduced back into Ohio here within the like the mid 90's and they're slowing making their way westward through the counties of Ohio. And what it is is that rabies whenever they're – they can be produced with the fecal matter like in the parks and that where children are playing and that. And with children's fine skin and everything it can be easily absorbed into their skin for them ...inaudible... It does not necessarily have to be a bite from an animal. And what it is is that I got my license through the State of the Ohio the Department of Natural Resources. I have a nuisance permit and what it is is that I provide a service you know that if someone were to have rabies come in and they can be produced like just from road kill and that from a opossum coming up and scavenging on a squirrel in the road and then a raccoon coming up to it they could be passing on that easily with that and just by touch. And I provide a service with them and I was wondering if the City if they would maybe – if they would offer a contract with that if they were up to that. Or because I know everyone's – everybody's money is pretty tight right now with everything. And I know the City of Canton they also offer a contract for that and I'm in the midst of talking to them now down there with the Mayor and everything. But I just want to introduce that to Council that there is a business here in the city ...inaudible... and to the citizens of North Canton there too.

Mr. Revoldt: Okay, thank you very much.

Mr. Ross: Thank you.

Mr. Revoldt: If you'd be happy to talk to the administration they can...

Mr. Ross: I did I provided a letter to...

Mr. Revoldt: E.J. has it?

Mr. Ross: Mr. Wise on Friday and I'm waiting for his response to that.

Mr. Revoldt: Okay. You might also give the Clerk a card as well in case she takes some calls. Alright, anyone else? Alright let's move on to – if all of you would like to – you don't have to stick around for the really fun part of this business meeting. So if you'd like to clear the chamber we'll let you slip out of here and we'll move on. And this train's going to roll very quickly. Thank you all. Okay. Let's rock and roll here.

Mr. Peters: Thank you sir.

Unidentified: It's a great proposal, it's very simple and it will work.

Mr. Davies: Absolutely it will.

OLD BUSINESS:

8. Mr. Revoldt: Okay, let's move on to old business. May I have a motion to read by title only, second reading of Ordinance No. 75-09?

Mr. Davies moved and Mr. Peters seconded to **read by title only, second reading of Ordinance No. 75-09.** All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Peters.

No: 0

Ordinance No. 75-09 – 2nd Reading – Community & Economic Development

An ordinance authorizing the Mayor of the City of North Canton to enter into a contract for the completion of a Master Plan for the City of North Canton and declaring the same to be an emergency.

Mr. Revoldt: According to my cheat notes I need a motion to amend Ordinance 75-09 to include a payment plan for Phases 1, 2 and 3 of the Master Plan.

Mr. Peters: I'll motion.

Mr. Davies: Second.

Mr. Revoldt: Is that correct? Is that what we have?

Mr. Snyder: Yea.

Mr. Peters: Yea.

Mr. McFarren: Amend as submitted.

Mr. Peters moved and Mr. Davies seconded to **amend as submitted, Ordinance No. 75-09 to require separate votes for payment upon completion of Phase 1, 2, and 3 of the Master Plan.** All members present voting:

Yes: Snyder, Davies, DeOrio, Foltz, Peters, Revoldt.

No: 0

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Mr. Revoldt: May I have a motion to adopt the second reading of Ordinance 75-09 as amended.

Mr. Peters moved and Mr. Davies seconded to **adopt the second reading, as amended**, of Ordinance No. 75-09. All members present voting:

Yes: Davies, DeOrio, Foltz, Peters, Revoldt, Snyder.

No: 0

Mr. Revoldt: May I have a motion to suspend the rules of Ordinance 75-09.

Mr. Davies moved and Mr. Peters seconded to **suspend the rules, as amended**, for Ordinance No. 75-09. All members present voting:

Yes: DeOrio, Foltz, Peters, Revoldt, Snyder, Davies.

No: 0

Mr. Revoldt: May I have a motion to adopt under the rules as suspended Ordinance No. 75-09.

Mr. Davies moved and Mr. Peters seconded to **adopt under suspension of the rules, as amended**, Ordinance No. 75-09. All members present voting:

Yes: Foltz, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

Mr. Revoldt: Before we move on those of you who are here this is an example of contract management. We're not going to pay for this product until we've had an opportunity to review the product. Rather than simply authorizing my good friend Mr. Bowles to write a check on a regular basis the material is coming back to Council. So item 9, a motion to read by title only, second reading of Ordinance 79-09.

9. Mr. Davies moved and Mr. Peters seconded to **read by title only, second reading** of

Ordinance No. 79-09. All members present voting:

Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

Ordinance No. 79-09 – 2nd Reading – Water, Sewer & Rubbish

An ordinance authorizing the Mayor of the City of North Canton to enter into an amended Canton-North Canton Sewer Agreement Supplement by and between the City of North Canton, Ohio, ("North Canton") and the City of Canton, Ohio, ("Canton").

Mr. Revoldt: Jeff.

Mr. Davies: Yes, this is the agreement between North Canton and Canton. Canton – all our sewage goes to Canton for treatment and Canton is raising the rates. They've agreed to give us a break until we put meters in and meter it and see how much is actually flowing into their system and so forth. It went from – Jim, can you give me the exact figure please?

Mr. Benekos: 5.64 to 7.5

Mr. Davies: So approximately 2 percent more. And I would move that pass it since we have absolutely no choice.

Mr. Revoldt: Okay. Motion to – it's been moved. Is there a second to adopt the second reading of Ordinance 79-09?

Mr. Davies moved and Mr. Foltz seconded to **adopt the second reading** of Ordinance No. 79-09. All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Peters.

No: 0

10. Mr. Revoldt: Item 10, a motion to read by title only, second reading of Ordinance No. 80-09.

Mr. Davies moved and Mr. Peters seconded to **read by title only, second reading** of Ordinance No. 80-09. All members present voting:

Yes: Snyder, Davies, DeOrio, Foltz, Peters, Revoldt.

No: 0

Ordinance No. 80-09 – 2nd Reading – Water, Sewer & Rubbish

An ordinance authorizing the Mayor of the City of North Canton to enter into an Agreement by and between the City of North Canton ("City") and the Board of County Commissioners of Stark County ("County") for the installation of waterlines for the Cleveland Avenue / Mt. Pleasant Intersection Improvement Project, at a cost not to exceed \$75,000.

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Mr. Davies: This is the – the county is redoing the roads up in that area and we had wanted to put waterlines there at least ...inaudible... waterlines on Mt. Pleasant so in the future we could run more lines and so forth. If we do it at this time as they have the road dug up, they'll dig the trenches and so forth and it will save us a ton of money. So it's a cost savings to do it and I would move that we accept.

Mr. Davies moved and Mr. Peters seconded to **adopt the second reading** of Ordinance No. 80-09. All members present voting:

Yes: Davies, DeOrio, Foltz, Peters, Revoldt, Snyder.

No: 0

NEW BUSINESS:

11. Mr. Revoldt: Moving on to new business a motion to read by title only, first reading of Ordinance No. 87-09.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, first reading** of Ordinance No. 87-09. All members present voting:

Yes: DeOrio, Foltz, Peters, Revoldt, Snyder, Davies.

No: 0

Ordinance No. 87-09 – 1st Reading – Personnel & Safety

An ordinance incorporating the City's Public Records Policy into The City of North Canton Personnel Handbook.

Mr. Peters: Yes, we are required by the State to incorporate this into the public policy or the public records policy into the – into our handbook. And this is one among a few more that are coming down the pike I believe. But that seeing that we have no choice with this one either I move to approve.

Mr. Peters moved and Mr. Davies seconded to **adopt the first reading** of Ordinance No. 87-09. All members present voting:

Yes: Foltz, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

12. Mr. Revoldt: Item 12, a motion to read by title only, first reading of Ordinance 88-09.

Mr. Davies moved and Mr. DeOrio seconded to **read by title only, first reading** of Ordinance No. 88-09. All members present voting:

Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

Ordinance No. 88-09 – 1st Reading – Street & Alley

An ordinance approving, confirming and accepting the dedication of roadway for a portion of Pittsburg Avenue NW, known as being part of Lots 6994, 6995, 6997, 6998 and Out Lot 356 in the City of North Canton, Stark County, Ohio, for public use purposes and declaring the same to be an emergency.

Mr. DeOrio: Mr. President, I move for adoption of Ordinance No. 88-09.

Mr. DeOrio moved and Mr. Peters seconded to **adopt the first reading** of Ordinance No. 88-09. All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Peters.

No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance 88-09.

Mr. Davies moved and Mr. DeOrio seconded to **suspend the rules** for Ordinance No. 88-09. All members present voting:

Yes: Snyder, Davies, DeOrio, Foltz, Peters, Revoldt.

No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 88-09.

Mr. DeOrio moved and Mr. Davies seconded to **adopt under suspension of the rules** Ordinance No. 88-09. All members present voting:

Yes: Davies, DeOrio, Foltz, Peters, Revoldt, Snyder.

No: 0

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13. Mr. Revoldt: Item 13, motion to read by title only, first reading of Ordinance 89-09.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, first reading** of Ordinance No. 89-09. All members present voting:

Yes: DeOrio, Foltz, Peters, Revoldt, Snyder, Davies.

No: 0

Ordinance No. 89-09 – 1st Reading – Water, Sewer & Rubbish

An ordinance adopting Storm Water Quality Regulations, developed by the Stark County Soil and Water Conservation District ("SWCD"), for erosion and sediment control and post-construction water quality design for all developments in the City of North Canton and declaring the same to be an emergency.

Mr. Revoldt: Mr. Davies.

Mr. Davies: Yes, one of these things that the County is asking us to do it pertains to new construction and so forth and making sure that there's no erosion and sediment going into storm sewers. Therefore, I motion that we adopt.

Mr. Davies moved and Mr. DeOrio seconded to **adopt the first reading** of Ordinance No. 89-09. All members present voting:

Yes: Foltz, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance 89-09.

Mr. Davies moved and Mr. DeOrio seconded to **suspend the rules** for Ordinance No. 89-09. All members present voting:

Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 89-09.

Mr. Davies moved and Mr. DeOrio seconded to **adopt under suspension of the rules** Ordinance No. 89-09. All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Peters.

No: 0

14. Mr. Revoldt: Item 14, motion to read by title only, first reading of Ordinance 90-09.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, first reading** of Ordinance No. 90-09. All members present voting:

Yes: Snyder, Davies, DeOrio, Foltz, Peters, Revoldt.

No: 0

Ordinance No. 90-09 – 1st Reading – Finance & Property

An ordinance authorizing the Director of Finance of the City of North Canton to make payment to Plain Township in the amount of Twenty-Eight Thousand Three Hundred Fifty-Seven Dollars and Thirteen Cents (\$28,357.13) for payment of property tax reparations due through tax year 2008 and declaring the same to be an emergency.

Mr. Snyder: The state statute requires that we make them whole. So this amount will bring us up to date with taxes collected to date.

Mr. Revoldt: Very good. May I have a motion to adopt?

Mr. DeOrio: Move we approve.

Mr. Revoldt: Is there a second?

Mr. Davies: Second.

Mr. DeOrio moved and Mr. Davies seconded to **adopt the first reading** of Ordinance No. 90-09.

Mr. Revoldt: Clerk.

All members present voting:

Yes: Davies, DeOrio, Foltz, Peters, Revoldt, Snyder.

No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance No. 90-09.

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Mr. DeOrio moved and Mr. Davies seconded to **suspend the rules** for Ordinance No. 90-09. All members present voting:

Yes: DeOrio, Foltz, Peters, Revoldt, Snyder, Davies.

No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 90-09.

Mr. Davies moved and Mr. DeOrio seconded to **adopt under suspension of the rules** Ordinance No. 90-09. All members present voting:

Yes: Foltz, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

15. Mr. Revoldt: Item 15, a motion to read by title only, first of Ordinance 91-09.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, first reading** of Ordinance No. 91-09. All members present voting:

Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

Ordinance No. 91-09 – 1st Reading – Finance & Property

An ordinance authorizing the Director of Administration of the City of North Canton to seek quotes for cleaning services for the period April 1, 2010 through March 31, 2012 for the City of North Canton and authorizing the Mayor of the City of North Canton to enter into a contract for said cleaning services.

Mr. Snyder: This is our biannual contract. The President of Council has directed other things be included in this to wit we are going to have two to three readings to allow time to draft that proposal.

Mr. Revoldt: Look at the specifications.

Mr. Snyder: That's it. So that's that on that.

Mr. Revoldt: May I have a motion to adopt.

Mr. DeOrio moved and Mr. Davies seconded to **adopt the first reading** of Ordinance No. 91-09. All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Peters.

No: 0

16. Mr. Revoldt: Item 16, a motion to read by title only, first reading of Ordinance 92-09.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, first reading** of Ordinance No. 92-09. All members present voting:

Yes: Snyder, Davies, DeOrio, Foltz, Peters, Revoldt.

No: 0

Ordinance No. 92-09 – 1st Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton, Ohio, to enter into a contract with a financial institution that has been designated as the central depository for active funds for the City of North Canton, pursuant to Ordinance No. 81-97, for the period commencing January 1, 2010 and terminating December 31, 2012.

Mr. Snyder: We are required again by state statute to have a designated depository not to exceed 36 consecutive months. This request is for a two year period. And that's that.

Mr. Revoldt: Questions? Seeing none, a motion to adopt the first reading of Ordinance 92-09.

Mr. Davies moved and Mr. DeOrio seconded to **adopt the first reading** of Ordinance No. 92-09. All members present voting:

Yes: Davies, DeOrio, Foltz, Peters, Revoldt, Snyder.

No: 0

17. Mr. Revoldt: Item 17, a motion to read by title only, first reading of Ordinance No. 93-09.

Mr. DeOrio moved and Mr. Davies seconded to **read by title only, first reading** of Ordinance No. 93-09. All members present voting:

Yes: DeOrio, Foltz, Peters, Revoldt, Snyder, Davies.

No: 0

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Ordinance No. 93-09 – 1st Reading – Finance & Property

An ordinance authorizing the Mayor of the City of North Canton to enter into a Settlement Agreement by and between the City of North Canton and Larizza Management Group, Ltd. and declaring the same to be an emergency.

Mr. Snyder: As we're all aware that they've successfully negotiated a contract and upon execution or excuse me, a release, and upon the execution of that release funds will be deposited in the city. Along with the funds there's a release of the name – the trademark name and other things that went along with it holding Mr. Larizza and his other two corporations harmless with the codicil that we would not disparage or make public comments to his ability to pay or not to pay and foresaid that we would be given a check for \$35,000. One thing is – I think the record should state that that sum is net. There are no collection fees, there are no attorney fees, there are no fees assigned to the collection of those dollars. Had it gone outside or had we used our own law department on a per diem basis it would have been about probably in the neighborhood of an additional 20 percent of that or 750 to \$1,000.

Mr. DeOrio moved and Mr. Davies seconded to **adopt the first reading** of Ordinance No. 93-09. All members present voting:

Yes: Foltz, Peters, Revoldt, Snyder, Davies, DeOrio.

No: 0

Mr. Revoldt: Motion to suspend the rules for Ordinance 93-09.

Mr. Davies moved and Mr. DeOrio seconded to **suspend the rules** for Ordinance No. 93-09. All members present voting:

Yes: Peters, Revoldt, Snyder, Davies, DeOrio, Foltz.

No: 0

Mr. Revoldt: Motion to adopt under the rules as suspended Ordinance 93-09.

Mr. Davies moved and Mr. DeOrio seconded to **adopt under suspension of the rules** Ordinance No. 93-09. All members present voting:

Yes: Revoldt, Snyder, Davies, DeOrio, Foltz, Peters.

No: 0

REPORTS:

Mr. Revoldt: Reports – Director of Law.

Mr. McFarren: No report.

Mr. Revoldt: Director of Finance.

Mr. Zumbare: No report.

Mr. Revoldt: Administration.

Mr. Wise: No report.

Mr. Revoldt: Engineer.

Mr. Benekos: No report.

Mr. DeOrio: You skipped the Mayor.

Mayor Held: Hold on...

Mr. Revoldt: Inaudible... you've already had your talk. This isn't democracy tonight. Mr. Bowles.

Mr. Bowles: No report.

Mr. Revoldt: Look the natives are restless over to my right. Alright, what do you want Mayor?

Mayor Held: We're working on the memorial. We had a meeting with Council President, myself, City Administrator, the – it's actually – the primary focus is the Hoover employees and the plaque. You all remember that? We're looking at Bitzer – Bitzer Park and we do have some draft plans as far as where we're going to locate that. But it is right next to the YMCA and where we typically hold our memorial every year during the Memorial Day Parade. They're going to be putting together a plan. We should have I think the date is set for the council meeting October 11th. Does that sound correct? Is it October 11th? And they'll be making a presentation to council. By that time we hope to have the whole cost of the project and if any role that the city is going to be playing at that time..

Mr. Wise: October 12th is a Monday.

Mayor Held: October 12th. So we're moving along with that. And

Mr. Snyder: Are we open that day, it's Columbus Day?

Mrs. Kalpac: We're open.

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Mayor Held: We will have it at that following meeting. We'll be at that whatever the date is. So we're meeting October 4th to finalize things. So we'll have certainly a better idea and I can assure you folks that there will be traffic enforcement – additional traffic enforcement on Radford, just as we did on Glenwood not too long ago.

Mr. Revoldt: You know just as an...inaudible..., it might be a good idea to cycle back to Glenwood to put a little exclamation point on Mr. Snyder's issue – revisit it. Mr. Bowles.

Mr. Bowles: No report.

Mr. Revoldt: You don't want to stick around for a little longer? Now Mrs. Kalpac over here is not going to say anything because she has no report. Mr. Foltz.

REPORTS – COUNCIL:

Mr. Foltz: I'm glad it was brought up and enforcement is not really a new idea. I mean we've had it – Glenwood, Werstler. I've had cruisers parked at Jim Flemings, my neighbor's driveway. That's all we have to do and I've said this on the record plenty of times and I'm sure everyone will agree, if we have to hire an officer just to write tickets to justify his salary I don't have a problem with that.

Mayor Held: That's a great idea.

Mr. Foltz: I think the people of North Canton – we have reputation slow down when you hit the city limits. We have to get back to enforcing that. I'm not saying our existing force isn't doing a good job, but we've had our cutbacks, we've tried to be fiscally responsible with our budget. But we can justify it if this one officer writes tickets I'm sure you can justify his salary. Let's look at that and let's move this cruiser around to Radford, Glenwood, Werstler, wherever we're having a problem so that they – that's what this person primarily does.

Mr. Davies: Well and you can ...inaudible...

Mr. Foltz: It doesn't mean – it doesn't mean to be pulled off to go you know a traffic accident I understand that there might be need there, but the primary responsibility of that officer in whatever capacity that it is, part-time, full-time, is to write tickets. That's it and we're done.

Mayor Held: Absolutely, I agree. And I appreciate council's support on that.

Mr. Foltz: Alright, thank you.

Mr. Peters: Okay just to expound on that, Mr. Sarbach made the comment when he came up, if you write one or two tickets and really stick it to these high schools kids word will get out. If we have a zero tolerance policy city wide, no more warning, everyone gets a ticket if you're speeding or doing whatever, the words going to – the words going to get around.

Unidentified: Except council.

Mr. Foltz: No, that's everybody.

Mr. Revoldt: Only if I'm hunting for the Mayor in a cross walk, right.

Mr. Peters: No, word will get out. You know you do zero tolerance for two weeks and the word will get out.

Mr. Revoldt: Alright. Mr. Davies.

Mr. Davies: Pursuant to the plaque, I've said before, before I'd ...inaudible... put it in Bitzer Park I'd be a little bit careful depending on the needs of the Y. They want to put a pool in and the needs of Maple Street. You know I would kind of wait until we got into our city plan and see what the thoughts are on land usage around here and so forth. I mean I'm all for it, don't misunderstand. And – but I'd just hate to see it go up and then have to be torn down because the Y needed land or Maple Street needed land. Other than that that's all I have.

Mr. Revoldt: Mr. DeOrio.

Mr. DeOrio: Yes, Jim can you give me an update on the sidewalk on 7th Street.

Mr. Benekos: We have easements prepared; we are checking those at this time. As soon as the easements are finalized I will get with Mr. Peters to take those around to the residents. We'll have the sidewalks staked or painted at that time where it will go. We'll also have a letter to each resident indicating that they are due compensation. However, we are asking that they donate the property and a place for them to sign that they are donating the property with the easement. Hopefully – right now we're extremely busy with everything else but I know that we want to get that done. But it's on the pile.

Mr. DeOrio: Okay. Can you tell me in regards to the area surrounding Chatham what if any streets were on the list to be repaved?

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Mr. Benekos: We've...

Mr. Wise: Hume, Wilbur, Orion – part of Orion.

Mr. Peters: Hume is done.

Mr. Wise: Yea, they're all done. I mean the ones up there are done. Part of Orion, Hume, Wilbur, Ashley and part of it's Sunnyfield or Sheffield, I get the two mixed up; the one that runs into Ashley.

Mr. DeOrio: Seinfeld?

Mr. Wise: Pardon me.

Mr. DeOrio: Did you say Seinfeld?

Mr. Wise: Sunnyfield.

Mr. DeOrio: Sunnyfield, sorry.

Mr. Wise: Might have been Kramer.

Mr. DeOrio: Besides my eyes I guess my ears are going too. Now what in regards to Chatham itself though, is that on our list like next year or something? Did I see something on there a while back or...

Mr. Benekos: At some point in years past as with a lot of our subdivisions there was I think about three or four phases to reconstruct all of Chatham subdivision. We did Wilbur like two years ago or last year – last year. And my understanding was that we wanted to go ahead and repave some of the streets and not rebuild the streets. So that's why we did the streets we did this year. Chatham you know as the discussion went tonight I'm thinking to research that a little bit more, maybe come up with a design of rebuilding Chatham at significant cost. But...

Mr. DeOrio: I was thinking more just you know kind of resurfacing it. I just don't know, of course a lot of it depends on what happens on the election, but...

Mr. Benekos: Yea.

Mr. DeOrio: I'm not sure that there's you know available funds going forward for major rebuilds as we're finding in Ward 3. I think that they would just love to have just a general resurfacing. I know we did that down in Pill Hill down there for you.

Mr. Benekos: But resurfacing it will encourage speed.

Mr. DeOrio: Right. But since we're talk – since they're going to be - the administration is going to be bringing us a policy next week on that that would just dovetail right into it. But there'd be no sense in putting a speed table on a road that's so badly deteriorated.

Mr. Benekos: Yea. But Chatham is a significant street and that would use up a lot of the resurfacing budget next year and it is probably in poor enough condition, if I recall, that just resurfacing it would not last very long. That's something we might – if you did not want to do a reconstruction maybe a deep mill where we go down 5 to 8 inches and just dig it out and rebuild it.

Mr. DeOrio: Thank you.

Mr. Revoldt: Mr. Snyder.

Mr. Snyder: Let me think about what I might talk about here.

ADJOURN:

Mr. Revoldt: May I have a motion to adjourn this meeting?

Mr. DeOrio moved and Mr. Davies seconded to adjourn the council meeting. All members present voting:

Yes: Snyder, Davies, DeOrio, Foltz, Peters, Revoldt.

No: 0

The meeting adjourned at 8:31 p.m.


PRESIDENT OF COUNCIL

ATTEST


CLERK OF COUNCIL